

REQUEST FOR COUNCIL ACTION

MEETING

DATE: 10-20-03

185

AGENDA SECTION:

PUBLIC HEARINGS

ORIGINATING DEPT:

PLANNING

ITEM NO.

E-11

ITEM DESCRIPTION: Vacation Petition #03-07 by Waters Instruments, Inc. to vacate Public Right-of-Way. The applicant is requesting to vacate the public road right-of-way dedicated for 15th Street NW in the plat of Valleyhigh Second Subdivision. The roadway was never constructed. The dedicated public right-of-way is located south of Schuster Lane NW, north of 7th Street NW and west of the Dakota Minnesota and Eastern railroad tracks.

PREPARED BY:Theresa Fogarty,
Planner

October 13, 2003

Planning Department Recommendation:

See attached staff report dated September 30, 2003.

Staff recommends approval of the vacation petition as submitted.

The Planning & Zoning Commission reviewed this vacation request at their October 8, 2003. The Commission recommended approval of the vacation petition.

Ms. Petersson moved to recommend approval of Vacation Petition #03-07 by Waters Instruments as recommended by staff. Ms. Rivas second the motion. The motion carried 6-0.

Council Action Needed:

1. Following the hearing, if the Council wishes to proceed, it should instruct the City Attorney to prepare a resolution to approve the vacation petition as recommended by the City Planning and Zoning Commission.

Attachments:

1. Staff Report dated September 30, 2003.
2. Draft Minutes of the CP&ZC October 8, 2003 meeting

Distribution:

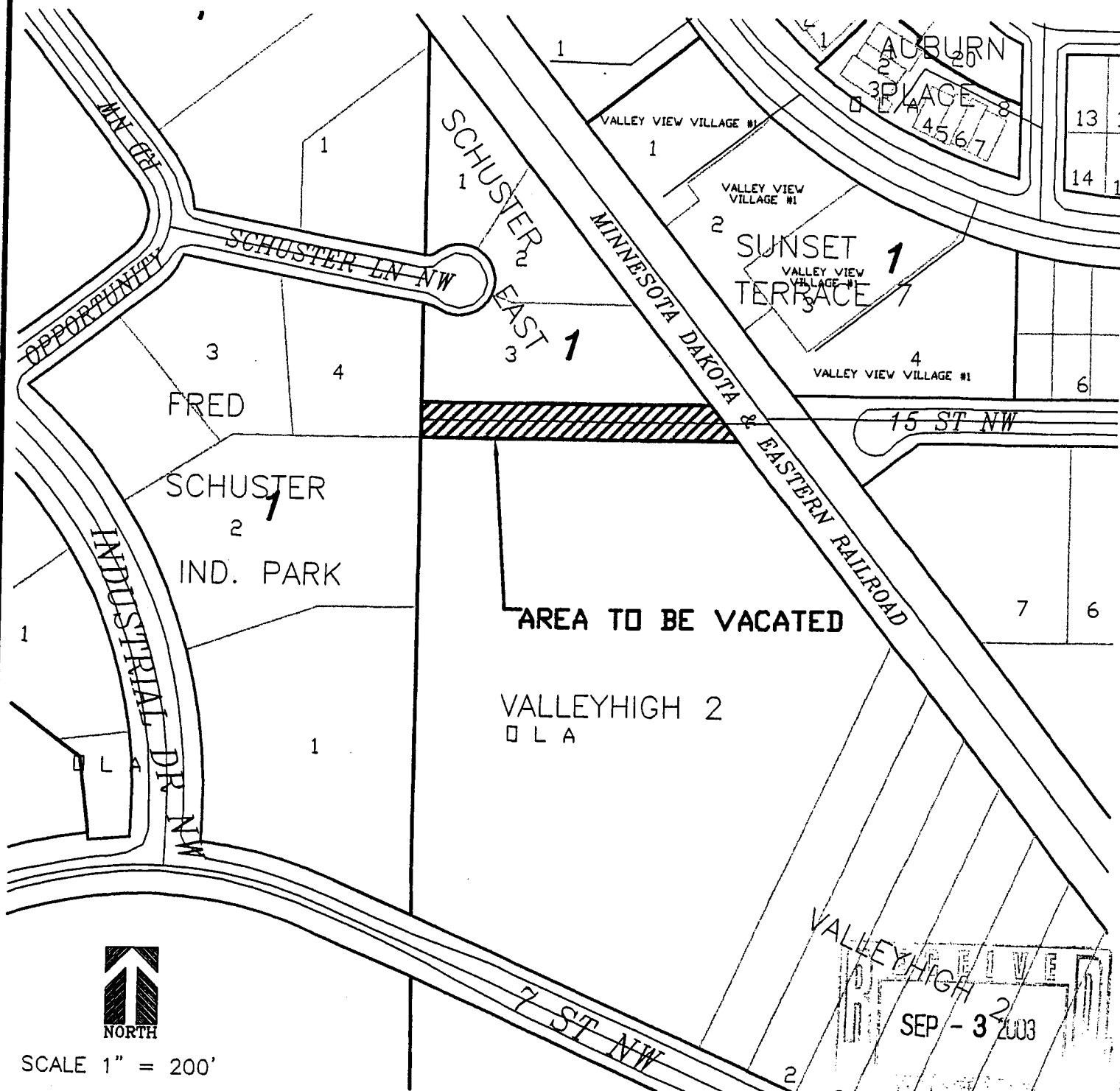
1. City Administrator
2. City Clerk
3. City Attorney: Copy of legal description is attached
4. Planning Department File
5. Applicants: This item will be considered by the Council sometime after 7:00 p.m. on Monday, October 20, 2003, in the Council/Board Chambers at the Government Center, 151 4th Street SE, Rochester, MN.
6. McGhie & Betts, Inc.

COUNCIL ACTION: Motion by: _____ Second by: _____ to: _____

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STREET VACATION EXHIBIT

DESCRIPTION:
SEE ATTACHED



FOR :
BRAASCH/SWANSON
2630 S. BROADWAY - STE 500
ROCHESTER, MN
55904

Lead Surveying
Urban-Land
Planning
Consulting - Civil
Engineering
1648 Third Avenue S.E.
Rochester, MN 55904
Telephone: 507 255 0000



Geotechnical
Engineering
Construction Material
Testing
Landscape
Architecture

SCALE: 1" = 200'
DRAWN BY: JJJ
DATE: 09/02/03
ACCT. NO.: 6781B/3446 Cadd No. 3446VAC

SEP - 3 2003

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NW
N

NORTHGATE
NORTHGATE CT NW
CT NW

20 ST NW

20 ST NW

20 AVE NW
20 AVE NW

19 AVE NW

19 AVE NW

26 AVE NW
26 AVE NW

OPPORTUNITY

EVER GREEN DR NW
EVER GREEN DR NW
VALLEYHIGH DR NW

VALLEYHIGH DR NW

25 AVE NW
25 AVE NW

21 AVE NW
21 AVE NW

19 AVE NW
19 AVE NW

19 AVE NW

17

16

1

SCHUSTER LN NW
SCHUSTER LN NW

VALLEYHIGH DR NW

15 ST NW
15 ST NW

15 ST NW

14 ST NW
14 ST NW

14 ST NW

THWY 14
THWY 14

N FRONTAGE RD
N FRONTAGE RD

Vacation #03-07
Waters Instruments
200' Notification Distance
Ward 3 McConnell
09/09/03

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Draft Minutes of the City Planning & Zoning Commission
Date of Hearing: October 8, 2003

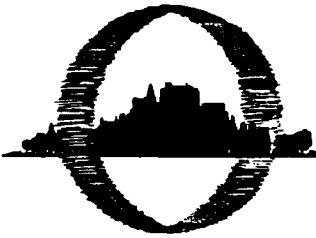
RIGHT-OF-WAY VACATION:

Vacation Petition #03-07, by Water Instruments, Inc. to vacate Public Right-of-Way. The applicant is requesting to vacate the public road right-of-way dedicated for 15th Street NW in the plat of Valleyhigh Second Subdivision. The roadway was never constructed. The dedicated public right-of-way is located south of Schuster Lane NW, north of 7th St. NW and west of the Minnesota Dakota and Eastern railroad tracks.

Mr. Brent Svenby presented the staff report, dated September 30, 2003, to the Commission. The staff report is on file at the Rochester-Olmsted Planning Department.

Ms. Petersson moved to recommend approval of Vacation Petition #03-07, by Water Instruments, Inc. as recommended by staff. Ms. Rivas seconded the motion. The motion carried 6-0.

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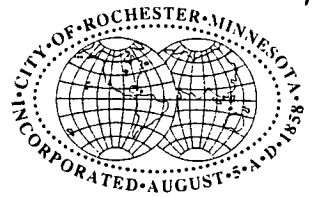
ROCHESTER-OLMSTED PLANNING DEPARTMENT

2122 Campus Drive SE, Suite 100 • Rochester, MN 55904-4744

COUNTY OF

Olmsted

www.olmstedcounty.com/planning



TO: City Planning and Zoning Commission

FROM: Theresa Fogarty, Planner

DATE: September 30, 2003

RE: Vacation Petition #03-07 by Waters Instrument, Inc. to vacate Public Right-of-Way. The applicant is requesting to vacate the public road right-of-way dedicated for 15th Street NW in the plat of Valleyhigh Second Subdivision. The roadway was never constructed. The dedicated public right-of-way is located south of Schuster Lane NW, north of 7th Street NW and west of the Minnesota Dakota and Eastern railroad tracks.

Planning Department Review:

Petitioner(s): Waters Instruments, Inc.
Attn: Greg Anshus
2411 NW 7th Street
Rochester, MN 55901

Engineer / Architect: McGhie & Betts, Inc.
1648 Third Avenue SE
Rochester, MN 55904

Reason to Vacate: Dedicated right-of-way was never developed and proposes no future use.

Referral Comments: Referral agencies responded with no objections

Report Attachments:

1. Vacation Petition
2. Location Map

Staff Recommendation:

The applicant is requesting to vacate all that part of 15th Street NW, as dedicated on the plat of Valleyhigh Second Subdivision. The right-of-way was dedicated in May of 1968 but has remained undeveloped.

The referral agencies have no objections to this vacation request. Therefore, staff recommend approving this vacation petition, as submitted.



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